

SMILEY WANG-EKVALL, LLP
Philip E. Strok, State Bar No. 169296
pstrok@swelawfirm.com
Kyra E. Andrassy, State Bar No. 207959
kandrassy@swelawfirm.com
Timothy W. Evanston, State Bar No. 319342
tevanston@swelawfirm.com
3200 Park Center Drive, Suite 250
Costa Mesa, California 92626
Telephone: 714 445-1000
Facsimile: 714 445-1002

Attorneys for Elissa D. Miller, Chapter 7
Trustee

UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA
LOS ANGELES DIVISION

In re
GIRARDI KEESE,

Debtor.

Case No. 2:20-bk-21022-BR

Chapter 7

**NOTICE OF HEARING ON CHAPTER 7
TRUSTEE'S FOURTH MOTION FOR
ORDER APPROVING STIPULATIONS
FOR USE OF CASH COLLATERAL AND
AUTHORIZING USE OF CASH
COLLATERAL PURSUANT TO 11 U.S.C.
§ 363 AND FEDERAL RULE OF
BANKRUPTCY PROCEDURE 4001(b)
AND (d)**

Date: October 7, 2021
Time: 9:30 a.m.
Ctrm.: 1668 via ZoomGov
255 E. Temple Street
Los Angeles, CA 90012

Web Address: <https://cacb.zoomgov.com>
Meeting ID: 160 672 2757
Password: 123456
Telephone: (669) 254-5252 (San Jose)
(646) 828-7666 (New York)

SMILEY WANG-EKVALL, LLP
3200 Park Center Drive, Suite 250
Costa Mesa, California 92626
Tel 714 445-1000 • Fax 714 445-1002

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1 **TO ALL INTERESTED PARTIES:**

2 **PLEASE TAKE NOTICE** that on September 29, 2021, Elissa D. Miller, the
3 Chapter 7 Trustee (the "Trustee") for the bankruptcy estate of Girardi Keese, filed and
4 served the *Chapter 7 Trustee's Fourth Motion for Order Approving Stipulations for Use of*
5 *Cash Collateral and Authorizing Use of Cash Collateral Pursuant to 11 U.S.C. § 363 and*
6 *Federal Rule of Bankruptcy Procedure 4001(b) and (d)* (the "Motion") [Docket No. 747].
On September 30, 2021, the Court entered an order: (1) setting a hearing on the Motion,
and (2) setting opposition and reply dates to the Motion. See Order attached hereto as
Exhibit "1."

7 **PLEASE TAKE FURTHER NOTICE** that the hearing on the Motion will take place
8 on **October 7, 2021 at 9:30 a.m.** The hearing on the Motion shall be conducted via
9 videoconference on Zoom for Government. Participants in the hearing will be connected
with Courtroom 1668 via Zoom for Government but will not be physically present in the
Courtroom. The information to appear via videoconference is set forth above and in the
attached order.

10 **PLEASE TAKE FURTHER NOTICE** that oppositions to the Motion shall be filed
11 and served by no later than **2:00 p.m., Pacific Time, on Monday, October 4, 2021** and
12 replies to any opposition shall be filed and served by no later than **2:00 p.m., Pacific**
13 **Time, on Wednesday, October 6, 2021.**

14 **PLEASE TAKE FURTHER NOTICE** that failure to timely file and serve an
15 **opposition to the Motion may be deemed by the Court to be consent to the**
16 **granting of the relief requested in the Motion.**

17 DATED: September 30, 2021

Respectfully submitted,

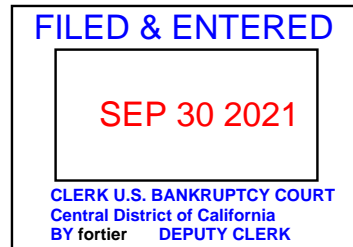
SMILEY WANG-EKVALL, LLP

18 By: /s/ Timothy W. Evanston

19 TIMOTHY W. EVANSTON

20 Attorneys for Elissa D. Miller, Chapter 7
21 Trustee
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EXHIBIT "1"



**UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA
LOS ANGELES DIVISION**

In re:

GIRARDI KEESE,

Debtor.

Case No.: 2:20-bk-21022-BR

Chapter 7

ORDER:

**(1) SETTING HEARING ON "CHAPTER 7
TRUSTEE'S FOURTH MOTION FOR ORDER
APPROVING STIPULATIONS
AUTHORIZING USE OF CASH
COLLATERAL PURSUANT TO 11 U.S.C. §
363 AND FEDERAL RULE OF
BANKRUPTCY PROCEDURE 4001(d)";
AND**

**(2) SETTING OPPOSITION AND REPLY
DATES TO FOURTH MOTION FOR ORDER
APPROVING STIPULATIONS
AUTHORIZING USE OF CASH
COLLATERAL PURSUANT TO 11 U.S.C. §
363 AND FEDERAL RULE OF
BANKRUPTCY PROCEDURE 4001(d)**

Date: October 7, 2021

Time: 9:30 a.m.

To Be Conducted Via Zoom for Government

1 This matter is before the Court on the "Chapter 7 Trustee's Fourth Motion For
2 Order Approving Stipulations Authorizing Use Of Cash Collateral Pursuant To 11 U.S.C.
3 § 363 And Federal Rule Of Bankruptcy Procedure 4001(d)" ("Motion") (Docket No. 747)
4 and the concurrently filed "Application For Order Setting Hearing On Shortened Notice
5 For Chapter 7 Trustee's Fourth Motion For Order Approving Stipulations Authorizing
6 Use Of Cash Collateral Pursuant To 11 U.S.C. § 363 And Federal Rule Of Bankruptcy
7 Procedure 4001(D)" ("Application") filed by the Chapter 7 Trustee on September 29,
8 2021 (Docket No. 748). The Court, having reviewed the Motion and Application,
9 **HEREBY ORDERS** as follows:

10 1. A hearing on the Motion shall be held on Thursday October 7, 2021 at
11 9:30 a.m.;

12 2. Any opposition to the Motion must be filed on or before 2:00 p.m. on
13 Monday, October 4, 2021;

14 3. Any reply to any opposition must be filed on or before 2:00 p.m. on
15 Wednesday, October 6, 2021;

16 4. The hearing shall be conducted via videoconference on Zoom For
17 Government;

18 5. Participants in the hearing will be connected with Courtroom 1668 via
19 Zoom for Government but will not be physically present in the Courtroom:

20 **ZoomGov meeting number: 160 672 2757**

21 **Password: 123456**

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6. The Trustee is responsible for serving the Motion and all related pleadings no later than 5:00 p.m. today, Thursday, September 30, 2021 and filing the appropriate proof of service with the Court no later than 5:00 p.m. on Friday, October 1, 2021.

IT IS SO ORDERED.

Date: September 30, 2021

A handwritten signature in black ink, appearing to read "Barry Russell", is written over a horizontal line.

Barry Russell
United States Bankruptcy Judge

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:
3200 Park Center Drive, Suite 250, Costa Mesa, CA 92626

A true and correct copy of the foregoing document entitled (*specify*): NOTICE OF HEARING ON CHAPTER 7 TRUSTEE'S FOURTH MOTION FOR ORDER APPROVING STIPULATIONS FOR USE OF CASH COLLATERAL AND AUTHORIZING USE OF CASH COLLATERAL PURSUANT TO 11 U.S.C. § 363 AND FEDERAL RULE OF BANKRUPTCY PROCEDURE 4001(b) AND (d) will be served or was served **(a)** on the judge in chambers in the form and manner required by LBR 5005-2(d); and **(b)** in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (*date*) **9/30/2021**, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

☒ Service information continued on attached page

2. SERVED BY UNITED STATES MAIL:

On (*date*) **9/30/2021**, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

The Honorable Barry Russell
U.S. Bankruptcy Court
Roybal Federal Building
255 E. Temple Street, Suite 1660
Los Angeles, CA 90012

☐ Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (*state method for each person or entity served*): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (*date*) **9/30/2021**, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Via Email:

Counsel for Nano Banc: Jeffrey M. Schwartz jschwartz@muchlaw.com	Counsel for KCC Class Action Services, LLC: David L. Kane dkane@vedderprice.com ; Michael J. Quinn mquinn@vedderprice.com
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☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

9/30/2021
Date

Gabriela Gomez-Cruz
Printed Name

/s/ Gabriela Gomez-Cruz
Signature

TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):

- Kyra E Andrassy kandrassy@swelawfirm.com, lgarrett@swelawfirm.com;gcruz@swelawfirm.com;jchung@swelawfirm.com
- Rafey Balabanian rbalabanian@edelson.com, docket@edelson.com
- Michelle Balady mb@bedfordlg.com, leo@bedfordlg.com
- Ori S Blumenfeld ori@marguliesfaithlaw.com,
Helen@MarguliesFaithLaw.com;Angela@MarguliesFaithLaw.com;Vicky@MarguliesFaithLaw.com
- Evan C Borges eborges@ggtriallaw.com, cwinsten@ggtriallaw.com
- Richard D Buckley richard.buckley@arentfox.com
- Marie E Christiansen mchristiansen@vedderprice.com, ecfladocket@vedderprice.com,marie-christiansen-4166@ecf.pacerpro.com
- Jennifer Witherell Crastz jcrastz@hrhlaw.com
- Ashleigh A Danker Ashleigh.danker@dinsmore.com, SDCMLFiles@DINSMORE.COM;Katrice.ortiz@dinsmore.com
- Clifford S Davidson csdavidson@swlaw.com, jlanglois@swlaw.com;cliff-davidson-7586@ecf.pacerpro.com
- Lei Lei Wang Ekvall lekvall@swelawfirm.com, lgarrett@swelawfirm.com;gcruz@swelawfirm.com;jchung@swelawfirm.com
- Richard W Esterkin richard.esterkin@morganlewis.com
- Timothy W Evanston tevanston@swelawfirm.com, gcruz@swelawfirm.com;lgarrett@swelawfirm.com;jchung@swelawfirm.com
- Jeremy Faith Jeremy@MarguliesFaithlaw.com,
Helen@MarguliesFaithlaw.com;Angela@MarguliesFaithlaw.com;Vicky@MarguliesFaithlaw.com
- James J Finsten , jimfinsten@hotmail.com
- Alan W Forsley alan.forsley@flpllp.com, awf@fklawfirm.com,awf@fl-lawyers.net,addy.flores@flpllp.com
- Eric D Goldberg eric.goldberg@dlapiper.com, eric-goldberg-1103@ecf.pacerpro.com
- Andrew Goodman agoodman@andyglaw.com, Goodman.AndrewR102467@notify.bestcase.com
- Suzanne C Grandt suzanne.grandt@calbar.ca.gov, joan.randolph@calbar.ca.gov
- Steven T Gubner sgubner@bg.law, ecf@bg.law
- Marshall J Hogan mhogan@swlaw.com, knestuk@swlaw.com
- Sheryl K Ith sith@cookseylaw.com, sith@ecf.courtdrive.com
- Razmig Izakelian razmigizakelian@quinnemanuel.com
- Lillian Jordan ENOTICES@DONLINRECANO.COM, RMAPA@DONLINRECANO.COM
- Lewis R Landau Lew@Landaunet.com
- Daniel A Lev dlev@sulmeyerlaw.com, ccaldwell@sulmeyerlaw.com;dlev@ecf.inforuptcy.com
- Elizabeth A Lombard elombard@zwickerpc.com, bknotices@zwickerpc.com
- Craig G Margulies Craig@MarguliesFaithlaw.com,
Vicky@MarguliesFaithlaw.com;Helen@MarguliesFaithlaw.com;Angela@MarguliesFaithlaw.com
- Ron Maroko ron.maroko@usdoj.gov
- Peter J Mastan peter.mastan@dinsmore.com, SDCMLFiles@dinsmore.com;Katrice.ortiz@dinsmore.com
- Edith R. Matthai ematthai@romalaw.com, lrobie@romalaw.com
- Elissa Miller (TR) CA71@ecfcbis.com, MillerTrustee@Sulmeyerlaw.com;C124@ecfcbis.com;ccaldwell@sulmeyerlaw.com
- Eric A Mitnick MitnickLaw@aol.com, mitnicklaw@gmail.com
- Scott H Olson solson@vedderprice.com, scott-olson-
2161@ecf.pacerpro.com,ecfsfdocket@vedderprice.com,nortega@vedderprice.com
- Carmela Pagay ctp@lnbyb.com
- Leonard Pena lpena@penalaw.com, penasomaecf@gmail.com;penalr72746@notify.bestcase.com
- Michael J Quinn mquinn@vedderprice.com, ecfladocket@vedderprice.com,michael-quinn-2870@ecf.pacerpro.com
- David M Reeder david@reederlaw.com, secretary@reederlaw.com
- Ronald N Richards ron@ronaldrichards.com, morani@ronaldrichards.com
- Kevin C Ronk Kevin@portilloronk.com, Attorneys@portilloronk.com
- Frank X Ruggier frank@ruggierlaw.com, enotice@pricelawgroup.com
- William F Savino wsavino@woodsoviatt.com, lherald@woodsoviatt.com
- Kenneth John Shaffer johnshaffer@quinnemanuel.com
- Richard M Steingard , awong@steingardlaw.com
- Philip E Strok pstrok@swelawfirm.com, gcruz@swelawfirm.com;1garrett@swelawfirm.com;jchung@swelawfirm.com
- Boris Treyzon bt@treyzon.com, sgonzaes@actslaw.com
- United States Trustee (LA) ustpregion16.la.ecf@usdoj.gov
- Eric D Winston ericwinston@quinnemanuel.com
- Christopher K.S. Wong christopher.wong@arentfox.com, yvonne.li@arentfox.com
- Timothy J Yoo tjy@lnbyb.com